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CENTRAL INTELLIGENCE GROUP

~~INTELLIGENCE REPORT~~

122011

COUNTRY Germany (Russian Zone)

DATE: 25X1A6a

SUBJECT Expropriation Decree
for Saxony-Anhalt

INFO. 

ST. 28 October 1947

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SUPPLEMENT
ATTACHMENTS: Two

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CENTRAL INTELLIGENCE GROUP
ATTACHMENT IState Government Saxony-Anhalt
Minister President

122011

To the President of the Landtag
Halle/S.Re: Executive decree supplementing the decree on transfer of
sequestered enterprises to state ownership of 30 July 1946
(Gazette of Province Saxony (VOBL.PS) page 351, 31 July 1947).

The cabinet of the state of Saxony-Anhalt in session today decided upon the subject decree (See Attachment II). Since this decree is based on the SMA Order of 18 July 1947 and since in accordance with law re transfer of jurisdiction 18 June 1947 (Gazette page 113) the state government has replaced the president of the province, who is empowered by paragraph five of the decree of 30 July 1946 to issue administrative decrees to implement the decree, the state government feels empowered and duty bound to establish this new legal procedure by means of an administrative decree. It was considered neither legally necessary nor politically desirable to summon the Landtag to special session in view of the time limit ordered by the SMA. In view of the political importance of this matter I hereby present the decree with the request that the Landtag presidium declare its express assent to it. In view of the special need for haste I have arranged for the decree to be published at once in the daily press. As soon as Part I of the Gazette reappears, I will arrange for publication of the decree in the Gazette.

ATTACHMENT II

Executive decree supplementing the law on transfer of
sequestered enterprises to state ownership of the province
of Saxony of 30 July 1946.

In execution of Order #94, 18 July 1947, of the SMA of the Province of Saxony-Anhalt, on the basis of paragraph 5 of the law re transfer of sequestered enterprises to ownership of the Province of Saxony of 30 July 1946 VOBL.PS. 1946 Nr. 33, page 351, it is decreed:

- I. (1) Commercial enterprises within Saxony-Anhalt that have been partially expropriated in favor of the state of Saxony-Anhalt in accordance with the decisions of the provincial commission for execution of SMA Orders #124-26 on the basis of the decree of the president of the Province of Saxony of 30 July 1946 - VOBL.PS. 1946 Nr. 33, page 351 - are transferred effective 1 July 1947 with their entire assets to the sole ownership of the state of Saxony-Anhalt.
- (2) The economic direction and management of these enterprises is assigned to the Industrie-Werke in accordance with the law re the Industrie-Werke of the Province of Saxony of 23 September 1946 - Gesetzblatt, Saxony-Anhalt 1947, Nr. 6, Part I, page 51.

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- II. (1) The partial owners affected by I (1) are to receive compensation. The amount will be decided by the committee established by paragraph 2 of the above mentioned law of 30 July 1946, without recourse to court of law.
- (2) Compensation may be in cash, by grant of bonds of the Province of Saxony, or by grant of long term claim.
- III. I (1) does not apply to enterprises in which the state owns less than 10%. In such cases the state government may sell its interest.
- IV. (1) This decree does not apply to enterprises owned by foreigners.
- (2) Enterprises in which foreigners own more than 50% are to be administered by the state government of Saxony-Anhalt.
- (3) When the foreign ownership is less than 50%, administration is assigned to the Industrie-Minister in accordance with I (2).
- V. Transfers of monies occasioned by this decree will not be taxed. Necessary entries in public records are not chargeable.
- VI. The decree becomes effective upon the date of publication.

Halle (Saale), 31 July 1947

The State Government of Saxony-Anhalt

(signed) Dr. Hübener
Minister PresidentLauschke
Finance Minister
and for the Minister of
InteriorDieker
Minister of Economy and Transport~~CONFIDENTIAL~~

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